IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL WRIT PETITION NO.756 OF 2007

Nasruddin Kasimali Jagmagiya ...Petitioner.
V/s.
Nandkishor K. Sharma & Anr. ...Respondents.

Shri S.V.Marwadi, adv. for the Petitioner.
Shri Niwas D. Kamble h/for A.M.Sarogi, advs. for the Respondent.
Shri Y.S.Shinde, APP for the State.

CORAM: J.H.BHATIA, J.
DATE : 30TH April, 2007.

P.C.:

1. Heard Mr.Marwadi the learned counsel for the petitioner and Mr.Niwas Kamble holding for Mr.A.M.Sarogi the learned counsel for the respondent no.1.

2. The respondent no.1 is the original complainant and he had lodged report on the basis of which crime no.39 of 2007 came to be registered by Juhu police station for the offences punishable under Sections 406 and 385 of the Cr.P.C. against the petitioner/accused. By this petition, the petitioners seek to quash the said criminal case and further proceeding therein. The learned counsel for both the parties make a statement that there has been amicable settlement between the parties. Consent Terms are filed by them in Writ Petition No.457 of 2007, which was filed by the

respondent no.1. The learned counsel for the respondent no.1 admits that amicable settlement has taken place and therefore, he has no objection to quash the said proceeding.

3. Therefore, petition is allowed in terms of prayer clause (b).

(J.H.Bhatia,J.)